IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SEVENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 6394 of 2004

Between:

L.V.Raghavulu S/o Satyanaryana, Age: 36 years,
r/o Vedantapuram, Koyyalgudem West Godavari Dist

..... PETITIONER

AND

1 General Manager
The District Co-Operative Central bank Ltd West Godavari District ,
2 Person in Charge
The Guravaigudem Primary Agricultural Cooperative Society Ltd.,
Guravaigudem, Jangareddygudem Mandal West Godavari Dist

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus or any other appropriate writ, order or direction declaring the action of the Respondents in reducing the salary of the petitioner without issuing any notice and without any cause and in not paying the salary to the petitioner regularly as illegal, arbitrary and violative of Art. 14 and 21 of the Constitution of India and issue consequential direction to the respondents to pay the salary without any reduction and also to pay the medical expenditure incurred by the petitioner for the accident occurred during the course of employment.

Counsel for the Petitioner: MR.N.S.BHASKARA RAO

Standing Counsel for the Respondent No1.: MR.K.CHIDAMBARAM

Counsel for the Respondent No.2: None appeared.

The Court Made the Following :

ORAL ORDER:

The petitioner was employed as a Clerk in the 2nd respondent-Society on 01-09-1987. He is aggrieved that the said Society is not paying him salary regularly. He has, therefore, filed the writ petition for a direction to the 2nd respondent to pay him salary without any reduction, to pay the medical expenditure incurred by the petitioner for the accident that he was involved in during the course of his employment and for other incidental reliefs.

It is neither pleaded, urged nor demonstrated before this court that the 2nd respondent-Society is a State within the meaning of Article 12 of the Constitution of India. The service grievance that the petitioner has and claims herein as against the 2nd respondent-Society do not have a public law character warranting adjudication under Article 226 of the Constitution of India. This writ petition is misconceived and is accordingly dismissed. No costs. The petitioner is, however, at liberty to pursue his appropriate remedies before an appropriate alternative forum in respect of the grievance urged herein.

GODA RAGHURAM, J

Dt. 07-07-2004

Pvks/*

To

1. The General Manager,
   The District Co-Operative Central Bank Ltd West Godavari District ,
2. The Person in Charge,
   The Guravaigudem Primary Agricultural Cooperative Society Ltd.,
   Guravaigudem, Jangareddygudem Mandal West Godavari Dist

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